

# **EXHIBIT 21**



**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

**In Re: Methyl Tertiary Butyl Ether ("MTBE")  
Products Liability Litigation**

**This document relates to:**

*New Jersey Department of Environmental  
Protection v. Atlantic Richfield Co., et al.*  
No. 08 Civ. 00312

Master File No. 1-00-1898  
MDL 1358 (SAS): M21-88

**PLAINTIFFS' OBJECTIONS AND RESPONSES TO  
DEFENDANTS' REQUESTS FOR ADMISSION RELATED TO  
THE BAYSIDE STATE PRISON TRIAL SITE**

PLEASE TAKE NOTICE that, pursuant to Rule 36 of the Federal Rules of Civil Procedure and the Local Rules of the Southern District of New York, Plaintiffs New Jersey Department of Environmental Protection, Commissioner of the New Jersey Department of Environmental Protection, and the Administrator of the New Jersey Spill Compensation Fund (collectively, "Plaintiffs") hereby respond to the Defendants' Requests for Admission Related to the Bayside State Prison Trial Site (the "Requests for Admission"), as follows:

**GENERAL OBJECTIONS AND LIMITATIONS**

1. Plaintiffs object to the Requests for Admission to the extent they seek information covered by the attorney-client privilege, the work product doctrine, or any other applicable privilege or immunity. Plaintiffs' responses are not intended as, nor should they be construed as, a waiver or relinquishment of any part of the protections afforded by the attorney-client privilege, the work product doctrine, or any other applicable privileges or immunities. Plaintiffs reserve the right to withdraw and recover any information covered by such privileges or

11. Plaintiffs further object to the definition of “You,” “Your,” and “Plaintiff” to the extent it means any institution or person other than the named plaintiffs in this suit both because plaintiffs cannot and do not speak for all departments and institutions of the New Jersey State Government and because many of the posed Requests for Admission seem to assume that the terms “You,” “Your,” and “Plaintiff” only refer to the plaintiffs and not other departments and institutions of the New Jersey State Government.

12. Plaintiffs object to these requests to the extent they seek information about contaminants other than “MTBE” and/or “TBA,” as unduly burdensome, overbroad, and seeking information not reasonably calculated to lead to admissible evidence.

#### **SPECIFIC OBJECTIONS AND RESPONSES**

Subject to, and without waiver of objections, plaintiffs provide the following responses:

1. Admit that the SITE is also known as the Leesburg State Prison. *See* NJDEP-SITE288-009979.

##### **RESPONSE:**

Admitted only that in November 1988, "Leesburg State Prison" was renamed to "Bayside State Prison."

2. Admit that the state of New Jersey has owned the SITE since 1913. *See* NJDEP-SITE288- 009891.

##### **RESPONSE:**

Admitted.

3. Admit that the Department of Corrections (“DOC”) operated the USTs at the SITE during the RELEVANT TIME PERIOD. *See* 30(b)(6) Dep. Tr. 38.

##### **RESPONSE:**

Admitted.

4. Admit that the New Jersey Department of Treasury owned the USTs at the SITE